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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.	
10/040,964	01/04/2002	John Manfredi	1418.04	1 7 27	
26698	7590 07/23/2003				
MYRIAD GENETICS INC.			EXAMINER		
LEGAL DEPARTMENT 320 WAKARA WAY SALT LAKE CITY, UT 84108			WESSENDORI	WESSENDORF, TERESA D	
			ART UNIT	PAPER NUMBER	
			1639	12	
			DATE MAILED: 07/23/2003	16	

Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary To Description To Description		Application No.	Applicant(s)				
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A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 1 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION. Extensions of the map be excellable undor the processor of 3° CPR 1.15(a). In no event, however, may a reply be timely filled . If the period for reply separate between the intervent actual present and apply and velocines (x 6) (x) MONTHS have been did not reply and the period for reply separate above, the instantine actuary period will apply and velocines (x 6) (x) MONTHS have the emindigate of the communication. Faulus to reply within the set or extender period for reply will, by statutor, cause this application, even if tensy filled, may reduce any seamed patter than adjustment. Set 3° CPR 1.76(b). Status 1) Responsive to communication(s) filled on 12 May 2003. This action is FINAL. 2b) This action is non-final. 3) Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under Ex parte Quayle, 1935 C.D. 11, 453 O.G. 213. Disposition of Claims 4) Claim(s) 65-92 is/are pending in the application. 4a) Of the above claim(s) is/are withdrawn from consideration. 5) Claim(s) is/are allowed. 6) Claim(s) is/are objected to. 8) Claim(s) 65-92 are subject to restriction and/or election requirement. Application Papers 9) The drawing(s) filled on is/are: a) accepted or b) objected to by the Examiner. Application Papers 1) The proposed drawing correction filled on is/are: a) approved b) disapproved by the Examiner. Application and the drawing correction filled on is/are: a) approved by the Examiner. If approved, corrected drawings are required in reply to this Office action. 12) The coath or declaration is objected to by the Examiner. 12) Certified copies of the priority documents have been received in Application No							
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application from the International Bureau (PCT Rule 17.2(a)). * See the attached detailed Office action for a list of the certified copies not received. 14) Acknowledgment is made of a claim for domestic priority under 35 U.S.C. § 119(e) (to a provisional application). a) The translation of the foreign language provisional application has been received. 15) Acknowledgment is made of a claim for domestic priority under 35 U.S.C. §§ 120 and/or 121. Attachment(s) 1) Notice of References Cited (PTO-892) 4) Interview Summary (PTO-413) Paper No(s). Notice of Informal Patent Application (PTO-152)							
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2) Notice of Draftsperson's Patent Drawing Review (PTO-948) 5) Notice of Informal Patent Application (PTO-152)	Attachment(s)						
	2) DNotice of Draftsperson's Patent Drawing Review (PTO-948)	5) Notice of Informal					

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DETAILED ACTION

The reply filed on 5/12/03 is not fully responsive to the prior Office Action because of the following omission(s) or matter(s): no election has been made to the restriction of 3/10/03. Although applicants have amended the claims, election is still required with respect to the amended claims. See 37 CFR 1.111. Since the above-mentioned reply appears to be bona fide, applicant is given ONE (1) MONTH or THIRTY (30) DAYS from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).

Restriction to one of the following inventions, as amended, is required under 35 U.S.C. 121:

- I. Claims 65-76, drawn to a method of protein-protein interaction.
- II. Claims 77-79, drawn to a protein-protein interaction with transmembrane fusion.
- III. Claims 80-89, drawn to a method for detecting proteinprotein interaction using expression library.
- IV. Claims 90-92, drawn to a kit.

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The inventions are distinct, each from the other because of the following reasons:

Inventions I, II and III are unrelated. Inventions are unrelated if it can be shown that they are not disclosed as capable of use together and they have different modes of operation, different functions, or different effects (MPEP § 806.04, MPEP § 808.01). In the instant case the different inventions are drawn to different methods utilizing different method steps and/or components. For example, the method of Groups I and II do not require a library, which is present in Group III.

Inventions II-III and IV are unrelated. Inventions are unrelated if it can be shown that they are not disclosed as capable of use together and they have different modes of operation, different functions, or different effects (MPEP § 806.04, MPEP § 808.01). In the instant case the different inventions are drawn to different statutory subject matter of methods and composition as the kit.

Because these inventions are distinct for the reasons given above and have acquired a separate status in the art because of their recognized divergent subject matter, and the search required for Group I is not required for Groups II-IV, specifically with respect to literature searches. Patent

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searches are not co-extensive with literature searches, restriction for examination purposes as indicated is proper.

Applicant is advised that the reply to this requirement to be complete must include an election of the invention to be examined even though the requirement be traversed (37 CFR 1.143).

Any inquiry concerning this communication or earlier communications from the examiner should be directed to T. D. Wessendorf whose telephone number is (703) 308-3967. The examiner can normally be reached on Flexitime.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Andrew Wang can be reached on (703) 306-3217. The fax phone numbers for the organization where this application or proceeding is assigned are (703) 308-7924 for regular communications and (703) 308-7924 for After Final communications.

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Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is (703) 308-0196.

T. D. Wessendorf Primary Examiner Art Unit 1639

tdw July 22, 2003